

REMARKS

The present response is to the Office Action mailed in the above-referenced case on September 2, 2004, made Final. Claims 1-28 are standing for examination. The Examiner has rejected claims 1-4, 6-11, 15-21, and 23-26 under 35 U.S.C. 103(a) as being anticipated by Brown (U.S. 5,740,361), hereinafter Brown, in view of Maegawa (U.S. 5,966,386), hereinafter Maegawa. Claims 5 and 22 rejected under 35 U.S.C. 103(a) as being anticipated by Brown in view of Maegawa and further in view of Clark et al. (6,058,378), hereinafter Clark. Claims 12-14 and 27-28 are rejected under 35 U.S.C. 103(a) as being anticipated by Brown in view of Maegawa, and further in view of Thomopoulos et al. (U.S. 5,970,495), hereinafter Thomopoulos.

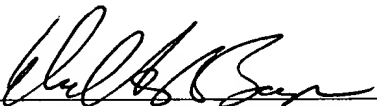
Applicant has again carefully studied the prior art cited and applied by the Examiner, and the Examiner's rejections and statements in the instant Office Action. In response, after reviewing the claim language, the applicant has canceled all of the standing claims, and has drafted ten new claims #29 through 38, more clearly and concisely claiming the subject matter thought to be patentable.

The Examiner has cited art that purports to accomplish and teach each of the elements of the apparatus and method claims, but fails to deal with the essential issue of authentication, which is central to the patentable subject matter. The art does not teach accepting a navigation request *as an authentication request*, and determining a level of authentication for the requester *according to the success or failure of navigation and log-in attempts*.

All of the new claims are clearly patentable over the art cited and applied, because the art, while all of the navigation and log-in techniques may be shown, does not teach using success or failure of log in as a evidence of authentication.. It is therefore respectfully requested that this application be reconsidered, the claims be allowed, and that this case be passed quickly to issue.

If there are any time extensions needed beyond any extension specifically requested with this amendment, such extension of time is hereby requested. If there are any fees due beyond any fees paid with this amendment, authorization is given to deduct such fees from deposit account 50-0534.

Respectfully Submitted,
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